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Attorneys for LEXINGTON INSURANCE
 COMPANY, INSURANCE COMPANY OF THE STATE
 OF PENNSYLVANIA and CHARTIS CLAIMS, INC.

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

AMERICAN STEEL & STAIRWAYS, INC.;)	Case No. 12 cv 3103 SI
MARTIN VOLLRATH, an individual; and)	
THOMAS VOLLRATH, an individual,)	[The Honorable Susan Illston]
)	
Plaintiffs,)	STIPULATION AND ORDER TO
)	CONTINUE HEARING DATE OF
v.)	CHARTIS CLAIMS, INC.’S MOTION TO
)	DISMISS
LEXINGTON INSURANCE COMPANY, a)	
Delaware corporation; INSURANCE)	
COMPANY OF THE STATE OF)	
PENNSYLVANIA, a Pennsylvania)	
corporation; CHARTIS CLAIMS, INC., a)	
Delaware corporation; and DOES 1 through)	
100, inclusive,)	
)	
Defendants.)	

Pursuant to Civil Local Rules 7-7(b)(1), 6-1 and 6-2 for the Northern District of California, Plaintiffs American Steel & Stairways, Inc., Martin Vollrath and Thomas Vollrath (collectively, “Plaintiffs”) and Defendant Chartis Claims, Inc. (collectively, with Plaintiffs, the

1 “Parties”), by their undersigned attorneys, hereby stipulate and agree as follows:

2 WHEREAS, Plaintiffs filed a complaint in San Mateo County Superior Court on April
3 16, 2012 and Defendants Lexington Insurance Company, the Insurance Company of the State of
4 Pennsylvania and Chartis Claims, Inc. (“Chartis Claims”) removed the case to Federal Court on
5 June 15, 2012;

6 WHEREAS, Chartis Claims filed a Motion to Dismiss Pursuant to Federal Rule of Civil
7 Procedure 12(b)(6) on June 22, 2012;

8 WHEREAS, Plaintiffs filed their Opposition to Chartis Claims’ Motion to Dismiss on
9 July 6, 2012;

10 WHEREAS, Chartis Claims’ filed its reply on July 20, 2012;

11 WHEREAS, the hearing on Chartis Claims’ Motion to Dismiss is currently scheduled for
12 August 24, 2012 at 9:00 a.m.;

13 WHEREAS, the Parties have agreed to continue the hearing date to September 21, 2012
14 at 9:00 a.m.;

15 WHEREAS, there has been no prior modification of the hearing date by the Parties;

16 WHEREAS, none of the Parties will be prejudiced by the modification of the hearing
17 date;

18 NOW, THEREFORE, the Parties hereby stipulate to continue the hearing date for Chartis
19 Claims’ Motion to Dismiss Pursuant to Federal Rules of Civil Procedure 12 to September 21,
20 2012 at 9:00 a.m.

21 IT IS SO AGREED AND STIPULATED.

22 DATED: August 17, 2012

23 SEDGWICK LLP

WILLOUGHBY, STUART & BENING

24 By: /s/ Diana L. Geseking
25 Diana L. Geseking

By: /s/ Alexander F. Stuart
Alexander F. Stuart

26 Traci M. Ribeiro (*pro hac vice*)
27 Smita Mokshagundam (*pro hac vice*)
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Attorneys for Plaintiffs AMERICAN STEEL &
STAIRWAYS, INC., MARTIN VOLLRATH and
THOMAS VOLLRATH

3 Attorneys for Defendants LEXINGTON
4 INSURANCE COMPANY, INSURANCE
COMPANY OF THE STATE OF
5 PENNSYLVANIA and CHARTIS CLAIMS, INC.

6
7 IT IS SO ORDERED.

8
9 DATED: 8/17/12



HONORABLE SUSAN ILLSTON
UNITED STATES DISTRICT COURT JUDGE

BRIAN D. HARRISON (SBN 157123)
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AMERICAN STEEL & STAIRWAYS, INC.;)
 MARTIN VOLLRATH, an individual; and)
 THOMAS VOLLRATH, an individual,)

Case No. 12 cv 3103 SI

Plaintiffs,

[The Honorable Susan Illston]

v.

CERTIFICATE OF SERVICE

LEXINGTON INSURANCE COMPANY, a)
 Delaware corporation; INSURANCE)
 COMPANY OF THE STATE OF)
 PENNSYLVANIA, a Pennsylvania)
 corporation; CHARTIS CLAIMS, INC., a)
 Delaware corporation; and DOES 1 through)
 100, inclusive,)

Defendants.

I am familiar with the United States District Court, Northern District of California's
 practice for collecting and processing electronic filings. Under that practice, the following
 document was electronically filed with the court on August 17, 2012:

